

7684. Adulteration of shelled peanuts. U. S. v. 143 Bags and 137 Bags of Peanuts. Consent decree of condemnation. Product released under bond for re-processing as animal feed. (F. D. C. No. 13973. Sample Nos. 54873-F, 54875-F.)

LIBEL FILED: October 18, 1944, Eastern District of Wisconsin.

ALLEGED SHIPMENT: On or about March 15 and 24, 1944, by the Hodges Farm Products Co., from Bainbridge, Ga.

PRODUCT: 280 bags, each containing approximately 115 pounds, of peanuts at Milwaukee, Wis.

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the presence of dirty, insect-infested, and decomposed peanuts.

DISPOSITION: November 10, 1944. The claimant, the Sperry Candy Co., Milwaukee, Wis., having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for processing so that it could not be used for human consumption but would be available for animal feed.

7685. Adulteration of shelled Spanish peanuts. U. S. v. 149 Bags and 166 Bags of Spanish Shelled Peanuts. Decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 14520, 14521. Sample No. 72995-F.)

LIBEL FILED: November 25, 1944, Northern District of California.

ALLEGED SHIPMENT: On or about October 13, 1944, by the Woldert Peanut Products Co., from Dublin, Tex.

PRODUCT: 315 bags, each containing approximately 125 pounds, of peanuts at San Francisco, Calif.

This product was, in part, moldy.

LABEL, IN PART: "No. 1 Hand Picked Wolco Brand Spanish Shelled Peanuts."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: January 9, 1945. The Stapleton-Smith Sales Co. having appeared as claimant, judgment of condemnation was entered, and the product was ordered released under bond to be brought into compliance with the law under the supervision of the Food and Drug Administration.

7686. Adulteration of peanut butter. U. S. v. 110 Cans of Peanut Butter. Default decree of condemnation. Product ordered disposed of in compliance with the law. (F. D. C. No. 14852. Sample No. 90563-F.)

LIBEL FILED: December 23, 1944, Eastern District of Kentucky.

ALLEGED SHIPMENT: On or about October 16, 1944, by the Food Specialties, Inc., Indianapolis, Ind.

PRODUCT: 110 cans, each containing 25 pounds, of peanut butter at Lexington, Ky.

LABEL, IN PART: (Cans) "Four Star Peanut Butter."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments.

DISPOSITION: January 22, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered disposed of in compliance with the law by the United States marshal. The product was sold for use as hog feed.

7687. Misbranding of peanut butter. U. S. v. 149 Cases and 39 Cases of Peanut Butter. Consent decree of condemnation. Product ordered released under bond for relabeling. (F. D. C. No. 14747. Sample Nos. 99113-F, 99114-F.)

LIBEL FILED: On or about December 8, 1944, Eastern District of Missouri.

ALLEGED SHIPMENT: On or about October 23, 1944, by the Robertson Peanut Co., from Clayton, Ala.

PRODUCT: 188 cases, each containing 12 jars, of peanut butter at Cape Girardeau, Mo.

LABEL, IN PART: (Jars) "Sales Brand Peanut Butter."

VIOLATION CHARGED: Misbranding, Section 403 (e) (2), the product was a food in package form, and it failed to bear a label containing an accurate statement of the quantity of contents since the jars contained less than the weight declared on the labels: "Net Weight 2 Lbs. [or "24 Oz."]."

DISPOSITION: On or about January 8, 1945. The Robertson Peanut Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

7688. Misbranding of peanut butter. U. S. v. 29 Cases of Peanut Butter. Consent decree of condemnation. Product ordered released under bond for relabeling or repacking. (F. D. C. No. 14829. Sample No. 70160-F.)

LIBEL FILED: January 11, 1945, District of Wyoming.

ALLEGED SHIPMENT: On or about June 9, 1944, by the Sessions Company, Inc., from Enterprise, Ala.

PRODUCT: 29 cases, each containing 24 jars, of peanut butter at Rock Springs, Wyo.

LABEL, IN PART: "Goldcraft Brand Peanut Butter Peanuts and Salt."

VIOLATIONS CHARGED: Misbranding, Section 403 (a), the label statement "Net Weight 1 Lb." was false and misleading as applied to the article, which was short-weight; and, Section 403 (e) (2), the product was in package form and it failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: January 22, 1945. The Sessions Company, Inc., claimant, having consented to the entry of the decree, judgment of condemnation was entered and the product was ordered released under bond for relabeling or repacking under the supervision of the Food and Drug Administration.

7689. Adulteration of pecan halves. U. S. v. 7 Cartons of Pecan Halves. Decree of condemnation. Product ordered released under bond. (F. D. C. No. 14645. Sample No. 78375-F.)

LIBEL FILED: December 11, 1944, Eastern District of Pennsylvania.

ALLEGED SHIPMENT: On or about October 31, 1944, by the Orangeburg Pecan Co., from Orangeburg, S. C.

PRODUCT: 7 60-pound cartons of pecan halves, at Philadelphia, Pa.

LABEL, IN PART: (Cartons) "Fancy Stuart Halves Fancy Perishable."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy nuts.

DISPOSITION: December 20, 1944. The Orangeburg Pecan Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The nuts were sorted and the unfit portion was destroyed.

7690. Adulteration of English walnuts. U. S. v. 9 Bags of Walnuts. Default decree of condemnation and destruction. (F. D. C. No. 14619. Sample No. 79772-F.)

LIBEL FILED: December 5, 1944, Northern District of West Virginia.

ALLEGED SHIPMENT: On or about November 13, 1944, by the Erenbaum Produce Co., from Pittsburgh, Pa.

PRODUCT: 9 100-pound bags of walnuts, at Morgantown, W. Va.

LABEL, IN PART: (Bags) "No. 3 Cascade Brand Large Franquette Oregon Walnuts Grown & Packed for North Pacific Nut Growers Co-op. Dundee, Oregon."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

DISPOSITION: January 13, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

OILS AND FATS

7691. Adulteration of French dressing. U. S. v. 98 Cases and 121 Cases of French Dressing (and 1 other seizure action against French dressing). Product ordered destroyed. (F. D. C. Nos. 14555, 14816. Sample Nos. 87742-F, 87743-F, 97701-F, 97702-F.)

LIBELS FILED: November 30 and December 21, 1944, District of Minnesota.

ALLEGED SHIPMENT: Between the approximate dates of August 29 and October 16, 1944, by Helen Harrison, from Bloomington, Ill.